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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CARLOS MUNOZ, individually and on behalf of all others  
similarly situated,

Plaintiff,

- against -

CHINA EXPERT TECHNOLOGY, INC.; PKF NEW  
YORK, CERTIFIED PUBLIC ACCOUNTANTS, A  
PROFESSIONAL CORPORATION, PKF HONG KONG,  
CERTIFIED PUBLIC ACCOUNTANTS; BDO MCCABE  
LO LIMITED CERTIFIED PUBLIC ACCOUNTANTS,  
BDO SEIDMAN, LLP,

Defendants.

**ORAL ARGUMENT  
REQUESTED**

07 – CV – 10531 (AKH)

**NOTICE OF MOTION TO DISMISS THE SECOND AMENDED COMPLAINT  
AS AGAINST DEFENDANT PKF CERTIFIED PUBLIC ACCOUNTANTS, A  
PROFESSIONAL CORPORATION**


**PLEASE TAKE NOTICE** that upon the accompanying Declaration of William J. Kelly, Esq., dated December 16, 2009, and the exhibit annexed thereto, the defendant PKF, Certified Public Accountants, A Professional Corporation, sued here as “PKF New York, Certified Public Accountants, A Professional Corporation” (“PKF New York”), will move this Court, at a time to be determined by the court, at the United States District Court located at Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street,

New York, New York 10007-1312 or as soon thereafter as counsel may be heard, for an order pursuant to Fed. R. Civ. Pro. 12(b)(6) and 9(b), and the Private Securities Litigation Reform Act, for an order dismissing the Second Amended Complaint as against PKF New York, in its entirety.

**PLEASE TAKE FURTHER NOTICE**, that pursuant to the Stipulation and Order entered in this action on October 19, 2009, Plaintiffs' opposition papers shall be filed on or before January 28, 2010.

Dated: New York, New York  
December 16, 2009

Wilson, Elser, Moskowitz, Edelman & Dicker LLP

By:   
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